

Practitioner's Docket No. 2919/101, formerly 2245/107

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Philip Braithwaite

Application No.: 09/980,999

Filed: May 20, 2002

For: Moisture Resistant Inhaler

Group No.: 3743

Examiner: Mitchell, Teena Kay

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. § 1.114)

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

TIME REQUEST IS BEING MADE

2. This request is being submitted:
 - i. Prior to abandonment of the application

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[x] deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

[x] with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

06/28/2005 RFEKADU1 00000026 194972 09980999

01 FC:2801 395.00 DA

Date: June 23, 2005

06/28/2005 RFEKADU1 00000026 194972 09980999

02 FC:2252 225.00 DA

Signature

Barbara J. Carter

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

ENCLOSURES

3. Enclosed herewith is:

An amendment

A Supplemental Information Disclosure Statement with references AJ, AK, and AL

FEE FOR REQUEST (37 C.F.R. § 1.17(e)).

4. This application is on behalf of small entity (and status is still as small entity).

Continued Prosecution Request Fee: 395.00

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

| | (Col.1) | (Col. 2) | (Col. 3) | | | | | SMALL ENTITY | | |
|---|---|---------------------------------------|------------------|---|---|---|-----------|--------------|---------------|------|
| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | | | | RATE | | ADDIT. FEE | |
| TOTAL | 9 | — | 25 | = | 0 | x | \$ 25.00 | = | \$ | 0.00 |
| INDEP. | 2 | — | 5 | = | 0 | x | \$ 100.00 | = | \$ | 0.00 |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | | + | \$ 180.00 | = | \$ | 0.00 |
| TOTAL ADDIT. FEE | | | | | | | | | \$ | 0.00 |

No additional fee for claims is required.

EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for Two months:

Fee: \$225.00

TOTAL FEE(S) DUE

7. The total fee(s) due is/are:

| | |
|--|----------|
| Continued Prosecution Fee (Section 1.17(e)) | \$395.00 |
| Fee(s) for additional claims (Section 1.16(b)-(d)) | \$0.00 |
| Extension of time fee (Section 1.17(a)(1)-(4)) | \$225.00 |
| Total Fee(s) Due: | \$620.00 |

PAYMENT OF FEE(S) DUE

8. Please pay the fee(s) for this continued examination application as follows:

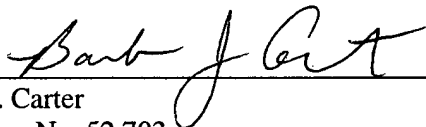
Charge Account 19-4972 the sum of \$620.00.

Charge any additional fees required by this paper or credit any overpayment to deposit account number 19-4972.

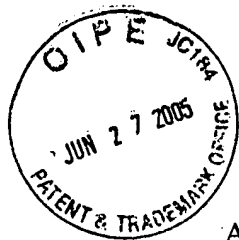
INVENTORSHIP

9. This application as amended names as inventors the same inventors as previously designated for the claims.

Date: June 23, 2005



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


Applicant: Braithwaite, P.
Appl. No: 09/980,999
International Filing Date: June 5, 2000

Art Unit: 3743
Examiner: Weiss, J. F. Jr.
Docket No.: 2919/101
(formerly 2245/107)

Invention: MOISTURE RESISTANT INHALER

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, Box 1450, Alexandria, VA, 22313-1450 on June 23, 2005.


Barbara J. Carter

Honorable Commissioner of Patents
Alexandria, VA 22313-1450

**RESPONSE B
TO ACCOMPANY REQUEST FOR CONTINUED EXAMINATION**

Dear Sir:

Applicant respectfully submits this communication in response to the Office Action of January 24, 2005 to accompany the enclosed Request for Continued Examination.

INDEX

Amendments to the Specification begin on p. 2 of this paper.

Amendments to the Claims begin on p. 3 of this paper.

Remarks begin on p. 5 of this paper.

Conclusion begins on p. 10 of this paper.